

## DECLARATION FOR PATENT APPLICATION

Attorney Docket No: 062004-1800

As the below named inventor, I hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe we are the original, first, and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled **A System and Method for Capturing an Image**, the specification of which:

- ☒ is attached hereto.  
☐ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_.  
☐ was filed on \_\_\_\_\_ under U.S. Express Mail No. \_\_\_\_\_.  
☐ is set forth in PCT International Application No. \_\_\_\_\_;  
filed on \_\_\_\_\_ and as amended Under PCT Article 19 on \_\_\_\_\_ (if any).

I/we hereby state that I/we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I/we acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I/we hereby claim the benefit under Title 35, United States Code, §119 of any United States provisional patent application, foreign application(s) for patent or inventor's certificate listed below and have also identified below any United States provisional patent application, foreign application for patent or inventor's certificate having a filing date before that of the above-identified application on which priority is claimed: **NOT APPLICABLE**.

I/we hereby claim the benefit under Title 35, United States Code, §120 of any United States patent application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I/we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application: **U.S. Provisional Application entitled "Gesture Pendant: A wearable Computer Vision System for Home Automation and Medical Monitoring", filed August 12, 2000, assigned application no. 60/224,826, and U.S. Provisional Application entitled "Improved Gesture Pendant", filed June 26, 2001, assigned application no. 60/300,989.**

I/we hereby appoint the following attorneys/agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: **George M. Thomas, Reg. No. 22,260; James W. Kayden, Reg. No. 31,532; Scott A. Horstemeyer, Reg. No. 34,183; Stephen R. Risley, Reg. No. 35,659; Jeffrey R. Kuester, Reg. No. 34,367; Daniel J. Santos, Reg. No. 40,158; Michael J. Tempel, Reg. No. 41,344; Daniel R. McClure, Reg. No. 38,962; Robert E. Stachler II, Reg. No. 36,934; David P. Kelley, Reg. No. 17,420; Reg. No. 41,344; David R. Risley, Reg. No. 39,345; Dan R. Gresham, Reg. No. 41,805; J. Scott Culpepper, Reg. No. 41,692; M. Paul Qualey, Reg. No. 43,024; Robert P. Biddle, Reg. No. 35,826; Robert A. Blaha, Reg. No. 43,502; Jennifer M. Gruber, Reg. No. 42,601; Raymond W. Armentrout, Reg. No. 45,866; Cynthia J. Lee, Reg. No. 46,033; N. Andrew Crain, Reg. No. 45,442; Monica H. Winghart, Reg. No. 46,790; Sami O. Malas, Reg. No. 44,893; Eric M. Ringer, Reg. No. 47,028; Larry E. Thompson, Reg. No. 41,346; Robert B. Dulaney III, Reg. No. 47,539; Adam E. Crall, Reg. No. 46,646; William F. Heinze, Reg. No. 36,161; Christopher B. Linder, Ph.D., Reg. No. 47,751; Peter A. Nieves, Reg. No. 48,173; David L. Rodack, Reg. 47,034.**

Please address all telephone calls, in the first instance, to **Scott A. Horstemeyer** at telephone number: (770) 933-9500.

Address all correspondence to:

**Scott A. Horstemeyer; Reg. No. 34,183  
THOMAS, KAYDEN, HORSTEMEYER  
& RISLEY, L.L.P.  
100 Galleria Parkway, N.W., Suite 1750  
Atlanta, Georgia 30339-5948**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full Name of First or Sole Inventor: **Thad E. Starner**  
Residence: **1376 Piedmont Avenue, Atlanta, GA 30309** Citizenship: **U.S.A.**  
Post Office Address: **Same as Above.**

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full Name of Second Inventor: **Maribeth Gandy**  
Residence: **1314 Woodridge Drive, Atlanta, GA 30339** Citizenship: **U.S.A.**  
Post Office Address: **Same as Above.**

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full Name of Third Inventor: **Daniel Ashbrook**  
Residence: **4867 Ashford Dunwoody Road, Apt. 4003, Atlanta, GA 30338** Citizenship: **U.S.A.**  
Post Office Address: **Same as Above.**

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full Name of Third Inventor: **Jake Alan Auxier**  
Residence: **1122 Crescent Avenue, N.E. Apt. 44, Atlanta, GA 30309** Citizenship: **U.S.A.**  
Post Office Address: **Same as Above.**

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full Name of Third Inventor: **Rob Melby**  
Residence: **1991 Claiborne Court, Marietta, GA 30062** Citizenship: **U.S.A.**  
Post Office Address: **Same as Above.**

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full Name of Third Inventor: **James Fusia, II**  
Residence: **493 Mill Cove Drive, Dahlonega, GA 30533** Citizenship: **U.S.A.**  
Post Office Address: **Same as Above.**